

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:	)
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Applicant : Roberto Fagnani et al.	)
	)
Appl. No. : 10/054,728	)
	)
Filed : October 25, 2001	)
	)
Title : THREE DIMENSIONAL FORMAT	)
BIOCHIPS	)
	)
	)
TC/A.U. : 1639	)
	)
Examiner : My-Chau T. Tran	)
	)
Customer No. : 22242	)
	)
Conf. No. : 3521	)

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Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT (37 CFR 1.121)**

Sir:

In response to the Office Communication mailed on March 28, 2006, please substitute the attached claims that begin on page 2 for those filed in December 2005 so that claims 44 and 45 are properly indicated as “new-withdrawn”.